ERW

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Application Number 10/648,056

TRANSMITTAL

FORM

Filing Date August 26, 2003

First Named Inventor Jeff R. Justis

Art Unit 3738

Examiner Name Alvin J. Stewart

Total Number of Pages in This Submission 13

Attorney Docket Number MSDI-77/PC753.00(formerly 4002-3368/PC753.00)

Total Number of Pages in This Submission	13 Allomey Bocket Number MS	SDI-77/PC753.00(formerly 4002-3368/PC753.00)	
ENCLOSURES (Check all that apply)			
Fee Transmittal Form Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement	Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addr Terminal Disclaimer Request for Refund CD, Number of CD(s) Landscape Table on CD	After Allowance Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below): Return postcard	
Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name Krieg DeVault LP			
Signature Law locality			
Printed name Douglas A. Collie			
Date May 9, 2005	Reg.	. No. 43,556	
CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Douglas A. Collier

Typed or printed name

Date

May 9, 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Before the Examiner
Jeff R. Justis et al.) Alvin J. Stewart
Serial No. 10/648,056)) Group Art Unit 3738
Filed: August 26, 2003) Gloup Art Ollit 3736
SYSTEMS AND METHODS FOR) May 9, 2005
INTERVERTEBRAL REDUCTION) Atty Docket No. 4002-3368/PC753.00

RESPONSE TO FIRST OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the non-final office action mailed February 8, 2005, please consider the following. No fees or extensions of time are believed due for consideration of the enclosed response. Please provide any extensions of time which may be necessary and charge any fees due to Deposit Account 12-2424, but not including the payment of issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 9, 2005.

Douglas A. Collier
ame of Registered Representative

Signature

Date of Signature

Response to Office Action Ser. No. 10/648,056

Atty Docket No. 4002-3368/PC753.00

Page 1 of 12